

ORIGINAL

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

JUN 28 2022

CLERK, U.S. DISTRICT COURT

By MS
Deputy

1 Mark Deramo
2 Plaintiff in *Propria Persona*
3 4268 Jillian Drive
4 Jacksonville, FL 32210
5 email: fs19os88@protonmail.com
6 phone: 234-308-9848

7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF TEXAS**

1100 Commerce Street, Room 1452, Dallas, TX 75242

9 MARK DERAMO
10 PLAINTIFF,

11 v.

CASE NO.

12 AMERICAN AIRLINES GROUP, INC.

3-22CV1390-S

13 DEFENDANT.

14 **COMPLAINT AND DEMAND FOR JURY TRIAL**

15 Plaintiff, Mark Deramo ("plaintiff"), files this complaint against defendant, AMERICAN
16 AIRLINES GROUP, INC. ("defendant") and states as follows:

17 **INTRODUCTION**

18
19 **1.** This is a claim by plaintiff Mark Deramo to enforce Title III of the Americans with
20 Disabilities Act ("ADA") against the defendant for violations of the Americans with
21 Disabilities Act ("ADA"), 42 U.S.C. §§12181-12189 ("Title III of the ADA") as implemented
22 under 28 CFR Part 36 (36.101 *et sequitur*) for discrimination and retaliation on the basis of
23 disability; for prohibited actions taken on the basis of this disability under the "regarded as"
24 prong and the "record of" prong; and for declaratory and injunctive relief under Title III of the
25 Americans with Disabilities Act as implemented under 28 CFR Part 36, *et sequitur*.

26 **2.** Plaintiff brings this action pursuant to the ADA to recover all available relief in law,
27 including but not limited to: (i) a judgment from this court that defendant's actions were
28 unlawful; (ii) reinstatement of access as an invitee; (iii) compensatory damages in whatever
amount plaintiff is found to be entitled and; (iv) an equal amount as liquidated damages,

1 other monetary damages; (v) an award of costs and reasonable attorney's fees; and (vi)
2 punitive damages to the extent available; (vii) pre-judgment and post-judgment interest; and
3 (viii) a jury trial on all issues so triable.

4 **JURISDICTION AND VENUE**

5 **3.** This court has original and exclusive jurisdiction over plaintiff's claims pursuant to 28
6 U.S.C. §§ 1331 and 1345, in that the matters in controversy are brought pursuant to Title III
7 of the ADA. This Court has authority to grant a declaratory judgment pursuant to 28 U.S.C.
8 §§2201 and 2202 and authority to grant equitable relief, monetary damages, and civil
9 penalties under 42 U.S.C. § 12188 as implemented under 28 CFR Part 36 (36.101 *et*
10 *sequitur*).

11 **4.** Venue is proper in this judicial district under 28 U.S.C. §1391 because defendant
12 does business in this judicial district and the acts complained of took place in this judicial
13 district.

14 **PARTIES**

15 **5.** Plaintiff, Mark Deramo, resides in Duval County, Florida at the address of 4268 Jillian
16 Drive; Jacksonville, Florida, and is a qualified individual with a disability within the meaning of
17 the ADA.

18 **6.** At all times material to this action, plaintiff was an "invitee" of defendant within the
19 meaning of the ADA.

20 **7.** The defendant is a public accommodation with its headquarters in Tarrant County,
21 Texas. It is a publicly held corporation based in Delaware. Defendant has control over and
22 is responsible for the premises located at Dallas/Fort Worth Airport, Texas upon which the
23 incidents giving rise to this complaint occurred.

24 **8.** At all times relevant, defendant was a "covered entity" as defined by 42 U.S.C.
25 §§12181-12189.

26 **9.** The defendant AMERICAN AIRLINES is an airline transportation company that is a
27 public accommodation, however the defendant failed to ensure that its policies and
28

1 practices permit the enjoyment of equal access to its goods, services, privileges,
2 advantages and accommodations for reasons of disability discrimination.

3 **10.** At all times material to this action, plaintiff was perceived as having a disability as
4 defined by 28 CFR Part 36.105 *et sequitur* and was subjected to actions prohibited under
5 this chapter because of perceived physical impairments whether or not these perceived
6 impairments limited or were perceived to limit major life activities.

7 **11.** Specifically, plaintiff was perceived as disabled with a contagious disease; was mis-
8 classified as having an impaired immune system and an impaired respiratory system by the
9 defendant; and was on that day, and continuing to the present day, denied full and equal
10 enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of
11 defendant's public accommodation because of disability.

12 **12.** Additionally, defendant is not eligible for any exemption under the ADA, and, indeed,
13 did not seek or obtain an exemption.

14 **13.** At all times material to this action, defendant is liable under Title III of the ADA
15 because it discriminated against the plaintiff on the basis of disability within the meaning of
16 Title III of the ADA.

17 **PLAIN STATEMENT**

18 **14.** On Monday, April 26, 2021, the plaintiff visited the defendant's place of business at
19 the airport in Seoul, South Korea at the AMERICAN AIRLINES gate and boarded a flight to
20 Dallas/Ft. Worth airport connecting with an AMERICAN AIRLINES flight to Pittsburgh,
21 Pennsylvania. Defendant refused plaintiff services in-flight and upon landing at Dallas/Ft.
22 Worth airport he was refused access to his connecting flight to Pittsburgh because of his
23 disability. The plaintiff was patronizing the defendant AMERICAN AIRLINES when he was
24 harassed, intimidated and retaliated against even though he had a valid boarding pass and
25 was an invitee of the defendant, and no violation took place or was alleged. Defendant
26 discriminated against plaintiff based upon perceived disability. When the plaintiff objected,
27 the defendant continued to impose mitigation measures ("accommodations") for the
28 perceived disability; including but not limited to, mask-wearing; without conducting an
individualized assessment to first determine whether the plaintiff was actually a direct threat.

1 Defendant has adopted policies and procedures that harass, isolate, segregate, limit,
2 classify, and deny full and equal enjoyment of the defendant's goods, services, facilities,
3 privileges, advantages, and accommodations to the plaintiff. Defendant also retaliated
4 against plaintiff by interfering with his rights; and by refusing future access to the
5 defendant's goods, services, facilities, privileges, advantages, and accommodations by
6 banning plaintiff indefinitely for reasons of disability which is prohibited under the ADA.

7 **STATEMENTS OF FACT**

8 **15.** Title III of the ADA, at 42 U.S.C. §§12181-12189, is a remedial statute aimed at
9 addressing and providing remedy in response to Congress's findings that discrimination
10 against individuals with physical or mental disabilities persists; and our nation's goals with
11 respect to individuals with disabilities is to assure equality of opportunity and participation.
12 Title III of the ADA is meant to protect qualified invitees, like the plaintiff, from discrimination,
13 harassment and retaliation in public accommodations on account of a real or perceived
14 mental or physical disability.

15 **16.** Plaintiff advised the defendant that he was being regarded as disabled by the
16 defendant and that the defendant was making a record of this disability by mis-classifying
17 him as substantially limited with impaired immune and respiratory systems which defendant
18 perceived as affecting plaintiff's ability to perform several major life activities during the flight
19 including: communicating with others, performing manual tasks, talking, walking and
20 breathing without the use of mitigation measures.

21 **17.** Plaintiff duly noticed the defendant of his good faith opposition to defendant's
22 discriminatory policies and procedures.

23 **18.** Under Title III of the ADA a public accommodation may not require an individual with
24 a disability to accept accommodations which the qualified individual chooses not to accept,
25 or it has violated 28 CFR 36.203(c)(1).

26 **19.** Under Title III of the ADA the defendant is required to conduct an individual
27 assessment to determine whether an invitee poses a 'direct threat' before it can impose any
28 measures upon the customer, or it has violated 28 CFR 36.208.

1 **20.** Under Title III of the ADA it is considered discrimination on the basis of disability if the
2 defendant fails to ensure that its policies and practices permit the plaintiff participation and
3 equal access to its goods, services, privileges, advantages and accommodations, simply
4 because it perceives the plaintiff as disabled, and it is a violation of 28 CFR §36.202.

5 **21.** Under Title III of the ADA the defendant is prohibited from retaliating against
6 individuals who oppose discriminatory activities or who make charges, testify, assist, or
7 participate in any manner in an investigation, proceeding or hearing and it is a violation of
8 28 CFR 36.206 (a) and shall be subject to the enforcement provisions relevant to such
9 violations set forth in Title III of the ADA, 42 U.S.C. § 12188.

10 **22.** Under Title III of the ADA the defendant is prohibited from coercing, intimidating,
11 threatening, or interfering with the plaintiff's exercise or enjoyment in obtaining or using the
12 goods, services, facilities, privileges, advantages, or accommodations of the defendant on
13 the basis of disability discrimination, and it is a violation of 28 CFR 36.206 (b)(c).

14 **23.** The plaintiff may proceed under the "regarded as" prong and the "record of" prong
15 and this court has jurisdiction under Title III of the ADA.

16 **GENERAL ALLEGATIONS**

17 **24.** At all times material to this action, defendant failed to comply with its duty under Title
18 III of the ADA once plaintiff validly notified defendant of the plaintiff being regarded as
19 disabled and misclassified as substantially limited and requested equal participation and
20 access under the ADA.

21 **25.** Defendant discriminated and retaliated against plaintiff for making a complaint that
22 he was being regarded as disabled, thus asserting his entitlement to equal participation and
23 access under the ADA.

24 **26.** Specifically, plaintiff was perceived by defendant's policies and procedures as being
25 disabled with a contagious disease and substantially limited by an impaired immune system
26 and an impaired respiratory system to such an extent that the defendant refused to allow
27 plaintiff to participate in and have access to, at the time of the incident and in the future, all
28 goods and services unless plaintiff used mitigation measures.

1 **27.** Defendant's policies and procedures are specifically implemented for the purpose of
2 mitigating the disability which it regards the plaintiff as having.

3 **28.** Plaintiff is not required to accept accommodations; nevertheless, defendant used
4 harassment as a technique to impose accommodations (mitigation measures) upon the
5 plaintiff for a perceived and unproven disability, even after plaintiff clearly stated he was
6 excluded from the policy.

7 **29.** Defendant made no attempt to perform the required individualized assessment¹ that
8 is required prior to treating the plaintiff as a direct threat; defendant ignored the requirement
9 and continued to demand that the plaintiff participate in its "health control measures" or
10 accommodations such as mask-wearing, medical examinations, inquiries and treatments
11 which are all under Emergency Use Authorization ("EUA") and may be refused.

12 **30.** ADA compliance requires the defendant to either provide equal access and
13 participation or to claim and prove an exemption to Title III of the ADA; defendant did neither
14 and thus failed to maintain compliance with Title III of the ADA.

15 **31.** Defendant embarked on a series of discriminatory and retaliatory actions against the
16 plaintiff which were designed to deter the plaintiff's good faith opposition to the policies and
17 procedures and to limit or deny plaintiff's equal access and participation in its goods and
18 services.

19 **32.** Defendant's policy and procedures interfered with plaintiff's right to invoke ADA
20 protections by refusing to recognize that plaintiff is entitled to claim exclusion under Federal
21 law to the policy and procedures.

22 **33.** Defendant refused to acknowledge plaintiff's property rights of informed consent and
23 the right to refuse to take part in clinical trials as all of the proposed mitigation measures fall
24 under an EUA period.

25
26 ¹ 28 CFR Part 36.108: "(b) In determining whether an individual poses a direct threat to the health or safety of
27 others, a public accommodation must make an individualized assessment, based on reasonable judgment
28 that relies on current medical knowledge or on the best available objective evidence, to ascertain: the nature,
duration, and severity of the risk; the probability that the potential injury will actually occur; and whether
reasonable modifications of policies, practices, or procedures or the provision of auxiliary aids or services will
mitigate the risk."

1 **34.** Defendant's violation of Title III of the ADA was not in good faith and was willful, and
2 plaintiff sustained damages as a result of defendant's conduct including past and future
3 participation and access, lost opportunities and benefits, liquidated damages, emotional
4 distress, and reasonable attorneys' fees and or costs.

5 **35.** Plaintiff re-alleges each statement from the Affidavit herein.

6 **COUNT I**

7 **DISCRIMINATION UNDER TITLE III OF THE ADA**

8 **FOR PERCEIVED DISABILITY AND RECORDED DISABILITY**

9 **36.** Plaintiff incorporates each of the above statements of fact herein; the allegations
10 contained in the paragraphs 1 through 35 and the plaintiff's supporting affidavit which is also
11 re-alleged and incorporated herein.

12 **37.** Title III of the ADA prohibits discrimination on the basis of disability in all aspects of
13 access and participation in the goods, services, privileges, advantages and
14 accommodations of the defendant, in 28 CFR 36.101 *et sequitur*.

15 **38.** Plaintiff is an invitee and a qualified individual under the ADA.

16 **39.** On April 26, 2021, the defendant began regarding the plaintiff as having the disability
17 of a contagious disease and made a record of such disability by mis-classifying plaintiff as
18 being substantially limited with an impaired immune system and an impaired respiratory
19 system; and began requiring plaintiff to use mitigation measures to perform several major
20 life activities as a condition of participation and access to the public accommodation.

21 **40.** The defendant has made no meaningful efforts to come into compliance with the
22 ADA, and has only referred to statements made on the CDC's website, but this clearly does
23 not qualify as an individualized assessment.

24 **41.** Despite having knowledge of plaintiff claiming protected status under the ADA,
25 defendant has discriminated and continues to discriminate against the plaintiff, an individual
26 with disabilities, on the basis of disability in the full and equal enjoyment of its goods,
27 services, facilities, privileges, advantages, and accommodations, including denying him the
28

1 ability to independently shop for consumer goods and services at the defendant's retail
2 locations. 42 U.S.C. §12182(a).

3 **42.** The defendant's responses to the requests made by the plaintiff to cease the
4 discrimination and harassment were in fact non-responsive, dismissive or harassing; plaintiff
5 was singled out, physically detained, verbally attacked and cursed at, publicly humiliated,
6 surrounded by defendant's employees, and refused boarding for his connecting flight
7 throughout the incident which is detailed in the plaintiff's affidavit.

8 **43.** Defendant's "COVID-19 policies and procedures" have failed to ensure the plaintiff
9 equal access or participation to its public accommodation and the plaintiff has thereby been
10 prevented from enjoying the goods, services, facilities, privileges, advantages, and
11 accommodations of the defendant both at the time of the incident and continuing to the
12 present day.

13 **44.** Defendant's "COVID-19 policies and procedures" classified the plaintiff as
14 "substantially impaired" such that defendant would not permit plaintiff equal access and
15 participation without first submitting to the defendant's accommodations ("mitigation
16 measures").²

17 **45.** Title III of the ADA also protects individuals such as the plaintiff for whom submitting
18 to certain accommodation measures would create impairments. In this case, plaintiff had
19 contacted customer relations through the airlines a month prior to the flight to document his
20 disability to wear a mask and request an accommodation. He fulfilled all requested
21 requirements. Defendant's refusal to honor plaintiff's legal exclusion from the policy of using
22 medical devices for mitigation measures³ (masks) creates impairments for the plaintiff that
23 he never had to ameliorate prior to defendant regarding him as disabled with a contagious
24 disease.

25 **46.** Plaintiff requests that this court take judicial notice of Section 201(h) of the Food,
26 Drug and Cosmetic Act and its Final Guidance titled, "Classification of Products as Drugs
27 and Devices & Additional Product Classification Issues: Guidance for Industry and FDA

28 ² prohibited by 28 CFR § 36.203(c)(1)

³ Section 201(h) Food, Drug & Cosmetic Act

Staff', published in September of 2017⁴, in which the Food & Drug Administration **defines** wearing a mask for mitigation purposes as a medical device and the application of a medical device or contrivance.

47. Plaintiff further requests judicial notice of the fact that the Food & Drug administration has never **approved** wearing such face masks, but only "authorized" them without any supporting medical or clinical data establishing any medical necessity or efficacy for wearing such contrivances.

48. The plaintiff requests that the court take judicial notice of the official mortality rates of the State of Texas and the United States for the years from 2017, 2018, 2019 and 2020 in which the standard deviation is zero, the very definition of no verifiable "pandemic".

49. Plaintiff has been damaged by defendant's violations of Title III of the ADA and has suffered damages, which include past and future access and participation, lost opportunities and benefits, and emotional distress.

50. The conduct of defendant and its agents and employees proximately, directly, and foreseeably, injured the plaintiff, including but not limited to, emotional pain and suffering, humiliation, inconvenience, mental anguish, loss of enjoyment of life, and other non-pecuniary losses.

51. The defendant is engaged in a pattern or practice of discrimination with conduct so willful and wanton and in such reckless disregard of the statutory rights of plaintiff so as to entitle plaintiff to an award of punitive damages against the defendant, to deter it, and others, from such conduct in the future.

52. As a result of defendant's actions the plaintiff has experienced discrimination, segregation, and harassment.

53. Plaintiff is entitled to any and all relief permitted under Title III of the ADA, 42 U.S.C. § 12188, including equitable relief.

54. **WHEREFORE**, Plaintiff respectfully requests entry of:

⁴ <https://www.fda.gov/regulatory-information/search-fda-guidance-documents/classification-products-drugs-and-devices-and-additional-product-classification-issues>

- a. judgment in plaintiff's favor and against the defendant for violations of the anti-discrimination provisions of Title III of the ADA; and
- b. ordering defendant to comply with the requirements of Title III of the Americans with Disabilities Act, 42 U.S.C. §§ 12181-12189; and
- c. ordering defendant to take such affirmative steps as may be necessary to prevent the recurrence of any discriminatory conduct and to eliminate, to the extent practicable, the effects of such conduct; and
- d. judgment in plaintiff's favor and against defendant for actual and compensatory damages, including lost participation and access, and/or all actual monetary losses suffered as a result of defendant's conduct; and
- e. judgment in plaintiff's favor and against defendant for reasonable attorney fees, costs and litigation expenses; and
- f. judgment in plaintiff's favor and against the defendant for punitive damages; and
- g. an order granting such other and further relief as this court deems just and equitable under the circumstances of this case.

55. Plaintiff demands a jury trial.

COUNT II

INTERFERENCE/RETALIATION UNDER TITLE III OF THE ADA

56. Title III of the ADA also prohibits public accommodations from retaliating against individuals who oppose discriminatory activities or who make charges, testify, assist, or participate in any manner in an investigation, proceeding or hearing under the ADA, 42 U.S.C. §§ 12181-12189 and 28 CFR 36.206 (a)(b) and (c).

57. Plaintiff incorporates the above statements of fact and the allegations contained in the paragraphs 1 through 35 herein and the plaintiff's supporting affidavit which is also re-alleged and incorporated herein.

1 **58.** Beginning on April 26, 2021, and continuing to this day, the defendant began
2 unceasingly retaliating against the plaintiff despite plaintiff's reasonable good faith belief that
3 he was exercising protected opposition to discriminatory activities and claiming rights
4 protected under the ADA.

5 **59.** The plaintiff was banned from flying that day and also if he ever returned to fly with
6 AMERICAN AIRLINES. The price of his cancelled ticket price was not returned to him and
7 his travel plans were marred. He incurred additional expenses and frustrations as a result of
8 being prevented from continuing his journey to Pittsburgh when he was refused boarding on
9 the connection flight in Dallas. He was never given redress from the company and his
10 requests for reimbursement, apology and admission of liability have been ignored because
11 of perceived physical impairment.

12 **60.** The injury suffered by the plaintiff is thereby concrete and particularized and it is
13 actual and imminent. The injury alleged in the complaint, including the pleading and
14 affidavit clearly sets forth a set of facts that actually occurred and are not conjectural or
15 hypothetical. The injury described therein is traceable to the challenged action, conduct and
16 policies of the defendant.

17 **61.** The harm (injury) already suffered by the plaintiff includes, but is not limited to,
18 having to choose between waiving rights to: medical privacy, informed consent, refusal to
19 take part in clinical trials, and to be free of discrimination and retaliation OR being refused
20 access and participation. Once violated, these rights cannot be recovered.

21 **62.** Defendant's policies and procedures demonstrate soundly and convincingly that it
22 intends to inflict future harm against the plaintiff based upon perceived disability; it fully
23 intends to continue these policies and it fully intends to continue retaliating against the
24 plaintiff as alleged herein.

25 **63.** As a result of defendant's actions the plaintiff has experienced retaliation, coercion,
26 and interference with his rights which are violations of 28 CFR 36.206 (a)(b) and (c).

27 **64.** As a result of defendant's intentional, willful and unlawful acts by interfering with
28 plaintiff's rights under the ADA, plaintiff has suffered injury and damages.

1 **65.** The defendant has focused all of its efforts on punishing the plaintiff for claiming his
2 rights and for opposing a discriminatory policy; rather than to providing equal access and
3 participation, per defendant's duty. Defendant has established a pattern of practicing
4 retaliation against the plaintiff which is not objectively or subjectively in good faith, therefore
5 plaintiff is entitled to liquidated damages or other monetary damages, including punitive
6 damages to the extent available.

7 **66. WHEREFORE,** plaintiff respectfully requests entry of:

- 8 a. a judgement ordering defendant to comply with the requirements of Title III of
9 the Americans with Disabilities Act, 42 U.S.C. §§ 12181-12189; and,
10 b. to take such affirmative steps as may be necessary to prevent the recurrence
11 of any retaliation, coercion, interference and intimidation and to eliminate, to the
12 extent practicable, the effects of such conduct; and
13 c. reinstatement of membership, credit card, and bonus points; and
14 d. judgment in plaintiff's favor and against defendant for actual and
15 compensatory damages, including lost savings, lost participation, and/or all actual
16 monetary losses suffered as a result of defendant's conduct; and
17 e. judgment in plaintiff's favor and against defendant for reasonable court fees
18 and litigation expenses; and
19 f. judgment in plaintiff's favor and against defendant for punitive damages; and
20 g. assessment of a civil penalty against the defendant in an amount authorized
21 by 42 U.S.C. § 12188 to vindicate the public interest and make the plaintiff whole; and
22 h. an order granting such other and further relief as this court deems just and
23 equitable under the circumstances of this case.

24 **67.** Plaintiff demands a jury trial.

25 DATED this 13th day of June 2022.

26
27 Mark Deramo

28 Mark Deramo, Plaintiff

UNITED STATES DISTRICT COURT

for the

Northern District of Texas

MARK DERAMO

Plaintiff(s)

v.

AMERICAN AIRLINES GROUP, INC.

Defendant(s)

Civil Action No.

3-22-CV-1390-S

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

AMERICAN AIRLINES GROUP, INC.
c/o The Corporation Trust Company
1999 Bryan Street, Suite 900
Dallas, Texas 75201

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mark Deramo
4268 Jillian Drive
Jacksonville, FL 32210

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Mark Deramo

(b) County of Residence of First Listed Plaintiff Duval
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Pro Se

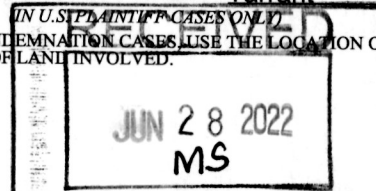
DEFENDANTS

AMERICAN AIRLINES GROUP, INC.

County of Residence of First Listed Defendant Tarrant

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|-----------------------------------------|---------------------------------------|----------------------------|---------------------------------------------------------------|----------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 INTELLECTUAL PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input checked="" type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Title III of the ADA

Brief description of cause: violations of the ADA

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

June, 2022

Pro Se Litigant:

FOR OFFICE USE ONLY

RECEIPT #





AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

Mark Deramo
4268 Jillian Drive
Jacksonville, FL 32210

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